

Attorney Docket No. CYBRP001.US05

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Hickman

APPLICATION No.: 10/733,647 <sup>73,647</sup>

FILED: 02/06/04

FOR: EXERCISE AND HEALTH  
EQUIPMENT (AS AMENDED)

EXAMINER: G. Richman FAX RECEIVED

ART UNIT: 3764

JUN 12 2006

CONF. No: 7761

OFFICE OF PETITIONS

**Supplemental Information Disclosure Statement Within Three Months of  
Application Filing or Before First Action - 37 C.F.R. § 1.97(b)(4)**

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Alexandria, VA 22313-1450

Sir:

1. Timing of Submission

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits after the filing of a request for continued examination under 37 CFR §1.114, whichever occurs last (37 CFR 1.97(b)(4)). The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior

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art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

3. **Fee Payment**

No fees are believed due because this Information Disclosure Statement is being filed before the mailing date of the first Office Action.

However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-3539.

Respectfully submitted,  
Technology & Intellectual Property  
Strategies Group PC



Date: June 10, 2006

Paul L. Hickman  
Registration No. 28,516

**Correspondence Address:**  
Customer No. 45965

PTO/SB/05A (09-03)

Approved for use through 07/31/2006. OMB 0851-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/773,617
Filing Date	2-6-04
First Named Inventor	Hickman
Art Unit	3764
Examiner Name	Richman, Glenn E
Attorney Docket Number	CYBRP001.US05

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Sheet 1 of 2

**OFFICE OF PETITIONS****U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 4,998,725	03-1991	Watterson et al.	
		US- 5,062,632	11-1991	Dalebout et al.	
		US- 5,067,710	11-1991	Watterson et al.	
		US- 5,104,120	04-1992	Watterson et al.	
		US- 5,149,084	09-1992	Dalebout et al.	
		US- 5,489,249	02-1996	Brewer et al.	
		US- 5,836,770	11-1998	Powers.	
		US- 5,888,172	03-1999	Andrus et al.	
		US- 5,890,906	04-1999	Macri et al.	
		US- 5,435,799	07-1995	Lundin.	
		US- 4,542,897	09-1985	Melton et al.	
		US- 5,584,779	12-1998	Knecht et al.	
		US- 4,818,234	04-1988	Redington et al.	
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.88. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/DBB (07-05)

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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**Complete If Known**

Application Number	10/773,617
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Filing Date	2-8-04
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First Named Inventor	Hickman
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Art Unit	3764
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Examiner Name	Richman, Glenn E
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Attorney Docket Number	CYBRP001.US05
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### NON PATENT LITERATURE DOCUMENTS

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**Date Considered**

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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

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